

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 TYRONE LAVAR HUMPHREY, and)
 ROYRICK DWAYNE MILLER,)
)
 Defendant(s).)

No. CR-10-00681-CW
~~[PROPOSED]~~ ORDER DETAINING
DEFENDANT PENDING TRIAL

Defendant Royrick Dwayne Miller, represented by counsel, appeared before the Court on September 22, 2010, for arraignment, entry of plea, and a detention hearing. Based on the nature of the offenses charged and defendant's record of criminal conduct, the Court finds by clear and convincing evidence that no condition or combination of conditions in section 3142(c) will reasonably assure Defendant's appearance in this case or the safety of any other person or the community. See 18 U.S.C. § 3142(e) and (f). Because Defendant waived his right to present information under 3142(f) without prejudice to raising any relevant information at a later hearing, the Court orders that the hearing may be reopened at Defendant's request at any future time.

The Court is committing to the custody of the Attorney General or a designated

1 representative for confinement in a corrections facility separate, to the extent practicable, from
2 persons awaiting or serving sentences or held in custody pending appeal. 18 U.S.C. § 3142(i)(2).
3 The Defendant must be afforded a reasonable opportunity to consult privately with counsel. Id.
4 at § 3142(i)(3). On order of a court of the United States or on request of an attorney for the
5 government, the person in charge of the corrections facility must deliver the defendant to the
6 United States Marshal for a court appearance. Id. at § 3142(i)(4).

7 IT IS SO ORDERED

8
9 DATED: September 24, 2010



LAUREL BEELER
United States Magistrate Judge